

SEP 13 2006

DISCIPLINARY COMMISSION OF THE
SUPREME COURT OF ARIZONA
BY 60BEFORE THE DISCIPLINARY COMMISSION
OF THE SUPREME COURT OF ARIZONAIN THE MATTER OF A MEMBER)
OF THE STATE BAR OF ARIZONA,)

No. 03-1592

SARA JANE ODNEAL,
Bar No. 009230)DISCIPLINARY COMMISSION
REPORTRESPONDENT.)
_____)

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on August 12, 2006, pursuant to Rule 58, Ariz. R. Sup. Ct., for consideration of the Hearing Officer's Report filed May 15, 2006, recommending acceptance of the Tender of Admissions and the Agreement for Discipline by Consent (Tender) and the Joint Memorandum (Joint Memorandum) in Support of Agreement for Discipline by Consent providing for a thirty day suspension, two years of probation effective upon the signing of both probation contracts with the State Bar's Law Office Management Assistance Program (LOMAP), and the Member Assistance Program (MAP), and costs.

Decision

The eight members¹ of the Disciplinary Commission unanimously recommend accepting and adopting the Hearing Officer's findings of fact, conclusions of law, and recommendation for a thirty day suspension, two years of probation (LOMAP and MAP) effective upon the signing of both probation contracts, and costs of these disciplinary proceedings.² The terms of probation are as follows:

¹ One public member seat remains vacant.

² A copy of the Hearing Officer's Report is attached as Exhibit A.

Terms of Probation

1. Respondent shall obtain an approved practice monitor.
2. Respondent shall submit to a MAP assessment. If the MAP director recommends that Respondent enter into a MAP contract, Respondent shall do so, under the terms recommended by the MAP director.
3. Respondent shall participate in LOMAP. Respondent shall undergo a LOMAP audit and thereafter enter into a LOMAP contract.
4. Respondent shall pay all costs associated with MAP and LOMAP. Respondent shall be credited \$187.50 toward the cost of the LOMAP assessment.
5. In the event that Respondent fails to comply with any of the foregoing conditions, and the State Bar receives information, bar counsel shall file with the Hearing Officer a Notice of Non-Compliance, pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct. The Hearing Officer shall conduct a hearing within thirty days after receipt of said notice, to determine whether the terms of probation have been violated and if an additional sanction should be imposed. In the event there is an allegation that any of these terms have been violated, the burden of proof shall be on the State Bar of Arizona to prove non-compliance by clear and convincing evidence.

RESPECTFULLY SUBMITTED this 13th day of September 2006.



Barbara A. Atwood, Chair
Disciplinary Commission

Original filed with the Disciplinary Clerk
this 13th day of September, 2006.

Copy of the foregoing mailed
this 13th day of September, 2006, to:

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